

EXHIBIT “1”

**E-MAIL FROM CARTER TO BENNITT
DATED DECEMBER 6, 2007**

Liz Carter

From: Bennittlaw@aol.com
Sent: Thursday, December 06, 2007 2:29 PM
To: Liz Carter
Subject: Re: Louie Alexander v. Opelika City School Board

In a message dated 12/6/2007 2:21:44 P.M. Central Standard Time, ecarter@hillhillcarter.com writes:

Dear Mr. Bennitt,

Pursuant to our earlier discussions after the Plaintiff's deposition, I wanted to write and confirm that the Plaintiff will not be pursuing the following claims in this matter:

Count I	Race Discrimination (disparate treatment regarding Plaintiff's work assignment compared to similarly situated white employees)
Count III	Retaliation (termination was a result of Plaintiff complaining about racial harassment)
Count IV	Violations of FLSA
Count V	Negligent Supervision

Based on the foregoing, the only remaining claim that needs to be addressed in any dispositive motion is Count II – Racial Harassment. The Defendant's summary judgment is due December 10, 2007. We will file a motion and supporting brief addressing only Count II – Racial Harassment and representing to the Court that Plaintiff will not be pursuing the remaining causes of action.

If I misunderstood or am not stating the situation correctly, please let me know immediately. Also, for our records and for clarification for the court, please respond to this email that I have correctly stated Plaintiff's position. Or, if you prefer, simply re-state the agreement in your own words. I just want to make sure there is no misunderstanding.

Thanks so much for your cooperation. Liz

12/7/2007

Yes, it is confirmed.

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